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September 20, 2006

BY FAX TO (212)805-7930

Hon. James C. Francis IV
 United States Magistrate Judge
 United States District Court
 500 Pearl Street, Room 1960
 New York, NY 10007-1312

MEMO ENDORSED

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| DOC #: |
| DATE FILED: <u>9/28/06</u> |

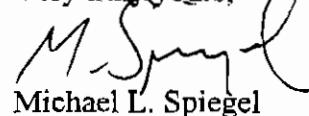
Re: Abdell, et al. v. City of New York, et al.
 05 Civ. 8453 (KMK)(JCF)

Dear Judge Francis:

I am an attorney for plaintiffs in the above-referenced matter, which is one of the RNC Cases. In a decision filed September 12, 2006, Judge Karas denied plaintiffs' request to amend the complaint in this action to add Inspector Thomas Galati as a defendant with respect to *state law claims*. As Judge Karas points out, however, "[d]efendants concede that there is no bar to adding Galati as a Defendant on Plaintiffs' federal claims." *Abdell v. City of New York*, 2006 U.S. Dist. LEXIS 65222 at *2 (S.D.N.Y., Sept. 12, 2006).

Plaintiffs respectfully request that this Court enter an order permitting plaintiffs to file an Amended Complaint naming Inspector Galati as a defendant on federal claims.

Very truly yours,



Michael L. Spiegel

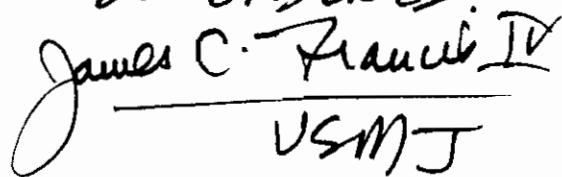
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cc: A.C.C. Jeffrey A. Dougherty (by fax)

9/27/06

Application granted.

SO ORDERED



USM-J